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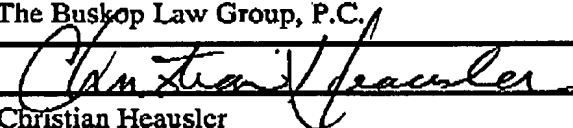
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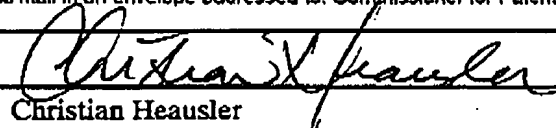
PTO/SB/21 (09-04)

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TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Application Number	10/725,610	
	Filing Date	12/02/2003	
	First Named Inventor	Kenneth Martin	
	Art Unit	1655	
	Examiner Name	Patricia Leith	
Total Number of Pages in This Submission	4	Attorney Docket Number	1190.10

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks <p>The included paper is intended as a full and complete response to the notice of non-compliant amendment dated July 28, 2005, having a shortened statutory period for response set to expire on August 28, 2005.</p>		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	The Buskop Law Group, P.C.	
Signature		
Printed name	Christian Heausler	
Date	8/23/2005	Reg. No. 50,771

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kenneth Martin

Group Art Unit: 1655

Serial Number: 10/725,610

Examiner: Patricia Leith

Filed: 12/02/2003

Confirmation Number: 4996

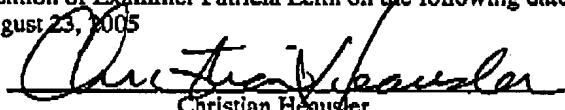
For: PERIOPERATIVE MULTIVITAMIN
PROTEIN BEVERAGE AND ADDITIVE FOR
USE IN PREPARING AN INDIVIDUAL FOR
FAST SURGICAL RECOVERY

Attorney Docket Number: 1190.10

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Christian Heausler

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

DATED JULY 28, 2005.

In response to the notice of non-compliant amendment dated July 28, 2005, having a shortened statutory period for response set to expire on August 28, 2005, Applicant respectfully requests entry and reconsideration of the following amendments and remarks.